**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION.**

**CRIMINAL APPLICATION NO.1040 OF 2005**

**WITH**

**CRIMINAL APPLICATION NO.1039 OF 2005**

**IN**

**CRIMINAL APPEAL NO.161 OF 2005**

Eknath Manohar Waze : Appellant.

versus

The State of Maharashtra

& ors. : Respondents.

Mr.D.M.Shah, advocate appointed for appellant.

Mr.V.B.Konde-Deshmukh, APP, for the State.

**CORAM : D.G.DESHPANDE**

**V.K.TAHILRAMANI JJ.**

**DATED : APRIL 26, 2006.**

**P.C.**

1. This appeal is filed by the appellant through jail. Advocate Mr.Shah was appointed to

represent the appellant/accused. He is present.

2. So far as criminal application No.1040 of 2005 is concerned, it is for condonation of delay. Looking to the facts that the appeal is filed through jail and the appellant/accused is convicted by the trial court under Section 302 and under other Sections of the Indian Penal Code and sentenced to suffer imprisonment for life, the delay in filing the appeal is condoned. Criminal Application No. 1040 of 2005 is disposed of. Appeal is admitted. Keep the Criminal Application No.1039 of 2005, which is for bail, after vacation.

**[D.G.DESHPANDE,J]**

**[V.K.TAHILRAMANI,J]**